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PATENT  
DON01 P-875  
Express Mail No. EL562239253US

11000 U.S. PTO  
09/835661  
04/16/01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Niall R. Lynam, Desmond J. O'Farrell, and Roger L. Veldman  
For : MODULAR REARVIEW MIRROR ASSEMBLY  
INCLUDING AN ELECTRONIC CONTROL MODULE

Box Patent Application  
Assistant Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

REQUEST FOR FILING DIVISIONAL APPLICATION  
UNDER 37 CFR 1.53(b)

This is a request for filing a divisional application under 37 CFR 1.53 of co-pending application Serial No. 09/477,539, filed January 4, 2000, by Niall R. Lynam, Desmond J. O'Farrell, and Roger L. Veldman, entitled, MODULAR REARVIEW MIRROR ASSEMBLY INCLUDING AN ELECTRONIC CONTROL MODULE, which is a divisional of application Serial No. 08/702,228, filed on August 23, 1996, which is now U.S. Patent No. 6,019,475, which is a continuation-in-part of application Serial No. 08/316,047, filed on September 30, 1994, which is now U.S. Patent No. 5,971,552.

1. Copy of Prior Application as Filed Which is Attached

I hereby verify that the attached papers are a copy of what is shown in my records to be the above-identified prior application, including the Declaration as originally filed (37 CFR 1.53). No amendments referred to in any Declaration filed to complete the prior application introduced new matter in that application.

The copy of the papers of the prior application as filed which is attached includes 13 pages of specification, 9 pages of claims (73 claims), 1 page of Abstract, 6 sheets of drawings, and signed Declaration and Power of Attorney.

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2. Amendments

A Preliminary Amendment is enclosed canceling Claims 1-53 and 67-73, and adding new Claims 74-90.

3. Patent Application Bibliographic Data Form

A copy of the Patent Application Bibliographic Data Form is enclosed.

4. Filing Fee and Calculation

Basic Fee	\$710.00
Additional Fees	
Each independent claim in excess of three, times \$80.00	\$ 80.00
Number of claims in excess of twenty, times \$18.00	\$180.00
Filing multiple dependent claims per application \$270.00	\$ .00
Total Filing Fee	<u>\$970.00</u>

A check in the amount of \$970.00 for the filing fee is enclosed herewith.

The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 22-0190.

The Commissioner is hereby authorized to charge the following fees during the pendency of this application, or credit any overpayment, to Deposit Account No. 22-0190. A duplicate copy of this sheet is enclosed.

- a) Any filing fees under 37 CFR 1.16 for presentation of extra claims for which full payment has not been tendered.
- b) Any patent application processing fees under 37 CFR 1.17 for which full payment has not been tendered.

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5. Drawings

Six (6) sheets of informal drawings and six (6) sheets of formal drawings are enclosed and are copies of those filed in the parent application.

6. Disclosure Statement

Applicants respectfully request that information cited in the prior parent application, Serial No. 09/477,539 be considered in the present application. A disclosure statement is enclosed along with copies of forms PTO-1449 listing all of the information from the prior parent application.

7. Inventorship Statement

With respect to the prior co-pending U.S. application from which this application claims benefit under 35 U.S.C. § 120, the inventors in this application are the same, namely, Niall R. Lynam, Desmond J. O'Farrell, and Roger L. Veldman.

8. Assignment

The prior application is assigned to Donnelly Corporation, a corporation of the State of Michigan, located and doing business at 414 East Fortieth Street, Holland, Michigan 49423. That Assignment was recorded in the United States Patent and Trademark Office on October 28, 1996, at Reel 8362, Frame 0109.

9. Power of Attorney

The original Power of Attorney in the parent application Serial No. 08/702,228 is to Van Dyke, Gardner, Linn & Burkhart, LLP and the individual attorneys and agents at said address, consisting of Daniel Van Dyke, Reg. No. 25 046; Donald S. Gardner, Reg. No. 25 975; Terence J. Linn, Reg. No. 30 283; Frederick S. Burkhart, Reg. No. 29 288; and Catherine S. Collins, Reg. No. 37 599.

Please address all future correspondence to:

Catherine S. Collins  
Van Dyke, Gardner, Linn & Burkhart, LLP  
2851 Charlevoix Drive, S.E.  
P.O. Box 888695  
Grand Rapids, MI 49588-8695  
Phone: (616) 975-5500  
Fax: (616) 975-5505

10. Verification

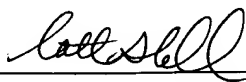
I hereby declare further that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Respectfully submitted,

NIALL R. LYNAM,  
DESMOND J. O'FARRELL, and  
ROGER L. VELDMAN

By: Van Dyke, Gardner, Linn & Burkhart, LLP

April 16, 2001  
Date

  
Catherine S. Collins  
Registration No. 37 599  
2851 Charlevoix Drive, S.E.  
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Dear Sir:

CERTIFICATE OF EXPRESS MAIL

I certify that the attached return postcard, Request for Filing Divisional Application Under 37 CFR 1.53(b) (in duplicate); a check in the amount of \$970.00 for the filing fee; a copy of the prior application consisting of 13 pages of specification, 9 pages of claims (73 claims), 1 page of Abstract, signed Declaration and Power of Attorney, 6 sheets of informal drawings (in duplicate), 6 sheets of formal drawings (in duplicate); Preliminary Amendment; Patent Application Bibliographic Data Form; Information Disclosure Statement; and Form PTO-1449 (3 sheets) are being deposited with the United States Postal Service as Express Mail in an envelope having Express Mail Label Number EL562239253US addressed to:

Box Patent Application  
Assistant Commissioner for Patents  
Washington, D.C. 20231

on April 16, 2001.

  
Lynette M.S. Clark  
Van Dyke, Gardner, Linn & Burkhardt, LLP  
P.O. Box 888695  
Grand Rapids, MI 49588-8695  
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CSC:lmisc  
Enclosures